



Paper No. 13

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In re Application of
Atkinson, et al.
Application No. 09/056,153
Filed: April 6, 1998
Attorney Docket No. 10006-4

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ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed December 21, 1999, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely pay the issue fee on or before December 14, 1999, as required by the Notice of Allowance. Accordingly, this application became abandoned on December 15, 1999. The present petition preceded the mailing of the Notice of Abandonment.

Petitioner is not empowered to prosecute the present application. Petitioner submitted with the present petition a change of correspondence address and a revocation and appointment of power of attorney. However, the Office cannot accept the revocation and appointment of power of attorney because it was submitted by Obetech, Inc. The Office records do not indicate a recordation of an assignment to Obetech, Inc. As a one-time courtesy, a copy of this decision is being forwarded to petitioner. All further correspondence will be directed solely to the attorney of record. See 37 CFR 1.33(d). Petitioner's request to change the correspondence address and revoke and appoint a power of attorney has not been entered or made of record. If petitioner desires to receive future correspondence regarding this application, petitioner must submit a proper assignment and a Statement under 37 CFR 3.73(b). A copy of the appropriate form (PTO/SB/96) is enclosed for petitioner's convenience. All future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary.

Further, petitioner filed a terminal disclaimer and paid a \$55.00 statutory disclaimer fee on December 21, 1999. Because this utility application was filed after June 8, 1995, no terminal disclaimer is required and will not be made of record. Therefore, the Office will credit the \$55.00 fee to petitioner's Deposit Account No. 17-0055.

This application is being forwarded to Publishing Division for processing into a patent.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Christina T. Tartera at (703) 306-5589.

Christina T. Tartera

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Beverly M. Flanagan

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Attachment: PTO/SB/96

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